

REMARKS

Claims 1-90 are pending and stand rejected. Claims 1-90 were rejected under 35 U.S.C. 102(e) as being anticipated by U.S. Published Application No. US 2003/0004792 A1 to Townzen et al. ("the Townzen application"). Claim 42 was objected to by the Office Action. The Applicants respectfully traverse the rejections and objection for the reasons stated below.

Claim 42 was objected to because it recited "the apparatus of claim 11." The claim has been amended to recite "the apparatus of claim 41."

Claim 1 was rejected under 35 U.S.C. 102(e) as being anticipated by Townzen. Amended claim 1 recites "providing over the network the software and operating parameters to respective ones of the security gate operating mechanisms" and "storing the operating parameters at the respective ones of the security gate operating mechanisms."

In contrast, Townzen describes a system whereby the parameters are never downloaded to the gate. Specifically, the Townzen system includes an Application Service Provider (ASP) computer system 46, which is remotely connected to gate controller systems 22. Townzen application, paragraph 47. The ASP computer system 46 includes a database "where information and data generated by the gate controller systems 22 or by devices communicatively coupled to the gate controller systems 22 relating to, e.g., gate activity or parking garage usage can be stored."

Townzen application, paragraph 47. Furthermore, the database "contain[s] information used for comparison and authentication of a person's identity, such as: voice data for voice recognition comparisons, image data for visual comparison, passwords, codes, access card numbers, reference information, patron information, emergency contact information, and attendant log-in information." Townzen application, paragraph 47. In other words, the gate controller systems 22 in Townzen do not include or store gate controller parameters as recited in claim 1. Since claim 1 does not include the above-mentioned claim elements, it is believed that claim 1 is allowable over Townzen.

The approaches claimed by the Applicants provide many advantages over systems such as those described by Townzen. For instance, since the parameters are stored at the gate, if the connection with the central

computer system were to become severed, the parameters would still be usable in Applicants' system and the system would still be able to operate. Consequently, a system failure would not occur using the Applicants' approach.

Independent claims 11, 21, 31, 41, 51, 61, 71, and 81 have been amended in a manner similar to claim 1. Since claim 1 is allowable, it is believed that these claims are allowable for the same reasons as those given above with respect to claim 1. The remaining claims depend directly or indirectly upon the above-mentioned independent claims. Since the independent claims are allowable, it is believed that the dependent claims are also allowable.

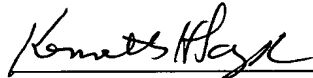
The Commissioner is hereby authorized to charge any additional fees which may be required in this application to Deposit Account No. 06-1135.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

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